

DETAILED ACTION

Examiner's Amendment

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
2. Authorization for this examiner's amendment was given in a telephone interview with Kulaniakea Fisher on February 12, 2010
3. The application's claim has been amended as follows (see next page):

14. (*Examiner Amended*) A method for treating required close de-focusing object training myopia using a device, the method comprising the steps of:

providing the device that includes a frame having an object associated therewith, a spectacles frame coupled to said frame, and two lenses coupled to said spectacles frame, wherein the diopter value (Φ) of said lenses is governed by the equation $\Phi=1/u+A+B-\Delta\Phi$, wherein "A" the degree of myopia which is negative and reflects the diopter of distance vision correcting, "B" is the degree of focus-out diopter and has a value between 0.1 - 3D, " $\Delta\Phi$ " is the adjust value, and "u" is the distance between the object and said lenses, ~~as defined in claim 1, the method comprising the steps of:~~

providing the object between said frame and the front of said lenses,

adjusting the distance between the object and said lenses to "u"; and

adjusting the distance "u" with sound, light, electrical, mechanical or manual mechanism.

Reason For Allowance

4. Claims 1-16 are allowed.
5. Following is an examiner's statement of reasons for allowance:

The prior art taken either singularly or in combination fails to anticipate or fairly suggest the limitations of the independent claim, in such a manner that a rejection under 35 U.S.C. 102 or 103 would be proper. The prior art taken alone or in combination fails to teach or fairly suggest all the claimed features as presented in independent claim 1, which include (claim 1) the device that includes a frame having an object associated therewith, a spectacles frame coupled to said frame, and two lenses coupled to said spectacles frame, wherein the diopter value (Φ) of said lenses is governed by the equation $\Phi = 1/u + A + B - \Delta\Phi$, wherein "A" the degree of myopia which is negative and reflects the diopter of distance vision correcting, "B" is the degree of focus-out diopter and has a value between 0.1 - 3D, " $\Delta\Phi$ " is the adjust value, and "u" is the distance between the object and said lenses; (claim 14) method step for eye treatment using a device; wherein the device includes a frame having an object associated therewith, a spectacles frame coupled to said frame, and two lenses coupled to said spectacles frame, wherein the diopter value (Φ) of said lenses is governed by the equation $\Phi = 1/u + A + B - \Delta\Phi$, wherein "A" the degree of myopia which is negative and reflects the diopter of distance vision correcting, "B" is the degree of focus-out diopter and has a value between 0.1 - 3D, " $\Delta\Phi$ " is the adjust value, and "u" is the distance between the object and said lenses.

6. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

Art Unit: 2873

fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tuyen Q. Tra whose telephone number is 571-272-2343. The examiner can normally be reached on 9:30-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky L. Mack can be reached on 571-272-2333. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Tuyen Q Tra/
Examiner, Art Unit 2873

/Ricky L. Mack/
Supervisory Patent Examiner, Art Unit 2873